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*ATTORNEYS FOR EXPRESS MOBILE, INC*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

EXPRESS MOBILE, INC, )  
)   
Plaintiff, )   
)   
v. )   
)   
BOOKING COM B.V., PRICELINE.COM LLC., )   
AGODA COMPANY PTE. LTD., and )   
OPENTABLE, INC., )   
Defendants. )

Case No. 3:20-cv-08491-RS

**DECLARATION OF SCOTT W.  
HEJNY IN SUPPORT OF  
PLAINTIFF EXPRESS MOBILE,  
INC.'S OPPOSITION TO  
DEFENDANTS' MOTION FOR  
JUDGMENT ON THE PLEADINGS**

1 I, Scott W. Hejny, declare under 28 U.S.C. § 1746:

2 1. I am a principal at McKool Smith, counsel for Plaintiff Express Mobile, Inc.  
3 (“Plaintiff”). I have personal knowledge of the following facts and could and would competently  
4 testify to them if called upon to do so. I make this declaration in support of Plaintiff Express Mobile,  
5 Inc.’s Opposition to Defendants’ Motion for Judgment on the Pleadings.

6 2. Attached here to as Exhibit A is a true and correct copy of the definition of “CDN”  
7 or “computer delivery network”, Microsoft Computer Dictionary, 5<sup>th</sup> ed. (2002).

8 3. Attached here to as Exhibit B is a true and correct copy of the webpage The  
9 Cloudflare global network, <https://www.cloudflare.com/network/>, last visited January 12, 2022.

10 4. Attached here to as Exhibit C is a true and correct copy of the webpage Fastly  
11 network map, last accessed January 12, 2022.

12 5. Attached here to as Exhibit D is a true and correct copy of the webpage Media  
13 Delivery Network Map, last accessed January 12, 2022.

14 6. Attached here to as Exhibit E is a true and correct copy of the Neustar Location for  
15 IP 185.28.40, last accessed January 12, 2022.

16 7. Attached here to as Exhibit F is a true and correct copy of the Neustar Location for  
17 IP 185.28.12, last accessed January 12, 2022.

18 8. Attached here to as Exhibit G is a true and correct copy of the Neustar Location for  
19 IP 104.68.118.117, last accessed January 12, 2022.

20 9. Attached here to as Exhibit H is a true and correct copy of *Perfect 10 v. OCOM B.V.*,  
21 No. 2:14-cv-00808, Dkt. No. 17 (C.D. Cal. Mar. 28, 2014).

22 10. Attached here to as Exhibit I is a true and correct copy of of *Perfect 10 v. OCOM*  
23 *B.V.*, No. 2:14-cv-00808, Dkt. No. 30 (C.D. Cal. April 28, 2014).

24 11. Attached here to as Exhibit J is a true and correct copy of the article entitled “How  
25 accurate are IP geolocation services”, by Ioana Livadariu, dated September 15, 2020.

26 12. Attached here to as Exhibit K is a true and correct copy of Neustar IP Intelligence  
27 FAQ, last accessed January 12, 2022.

